

104TH CONGRESS
1ST SESSION

H. R. 385

To establish a commission responsible for making recommendations for laws that will control crime and formulating a national firearms policy without denying Second Amendment rights.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 4, 1995

Mr. TRAFICANT introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To establish a commission responsible for making recommendations for laws that will control crime and formulating a national firearms policy without denying Second Amendment rights.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Firearms
5 Policy Commission Act”.

6 **SEC. 2. NATIONAL GUN CONTROL COMMISSION.**

7 (a) ESTABLISHMENT.—There is established a com-
8 mission to be known as the “National Firearms Policy

1 Commission” (in this section referred to as the “Commis-
2 sion”).

3 (b) DUTIES.—The Commission shall formulate a na-
4 tional firearms policy and develop recommendations for
5 legislation designed to control crime without violating
6 rights provided by the Second Amendment to the Con-
7 stitution of the United States.

8 (c) MEMBERSHIP.—

9 (1) APPOINTMENT.—The Commission shall be
10 composed of 39 members, as follows:

11 (A) The Attorney General of the United
12 States.

13 (B) 5 Members of the House of Represent-
14 atives appointed by the House of Representa-
15 tives.

16 (C) 5 Senators appointed by the Senate.

17 (D) 3 Associate Justices of the Supreme
18 Court of the United States, appointed by the
19 Chief Justice of the United States.

20 (E) 5 individuals who are not officers of
21 employees of any government, appointed by the
22 President of the United States.

23 (F) 5 individuals who are not officers of
24 employees of any government, appointed by the
25 Senate.

1 (G) 5 individuals who are not officers of
2 employees of any government, appointed by the
3 House of Representatives.

4 (H) 5 individuals who represent organiza-
5 tions that advocate responsible firearms owner-
6 ship, supports the rights of Americans to bear
7 firearms, and administers training, safety, and
8 education programs on firearms use.

9 (I) 5 individuals who represent organiza-
10 tions that represent the interests of law enforce-
11 ment officers.

12 (2) TERMS.—Members shall be appointed for
13 the life of the Commission.

14 (3) VACANCIES.—A vacancy in the Commission
15 shall be filled in the manner in which the original
16 appointment was made.

17 (4) TRAVEL EXPENSES.—Members shall serve
18 without pay but shall receive travel expenses, includ-
19 ing per diem in lieu of subsistence, in accordance
20 with subchapter 1 of chapter 57 of title 5, United
21 States Code.

22 (5) CHAIRMAN.—The President, in consultation
23 with the Speaker of the House of Representatives
24 and the majority leader of the Senate, shall des-

1 designate the chairman of the Commission from among
2 its members.

3 (d) COMMISSION PANELS.—The chairman of the
4 Commission may establish such panels consisting of mem-
5 bers of the Commission as the chairman determines appro-
6 priate to carry out the duty of the Commission.

7 (e) STAFF.—The Commission may appoint and fix
8 the pay of such personnel as it considers appropriate.

9 (f) STAFF OF FEDERAL AGENCIES.—Upon request
10 of the Commission, the head of any department or agency
11 of the United States may detail, on a reimbursable basis,
12 any of the personnel of that department or agency to the
13 Commission to assist it in carrying out its duty.

14 (g) ADMINISTRATIVE SUPPORT SERVICES.—Upon
15 the request of the Commission or a panel of the Commis-
16 sion, the Secretary of the Treasury shall provide the Com-
17 mission or panel with staff and other support to assist
18 the Commission or panel in carrying out its duty.

19 (h) STAFF AND OTHER SUPPORT.—Upon the request
20 of the Commission or a panel of the Commission, the Sec-
21 retary of the Treasury shall provide the Commission or
22 panel with staff and other support to assist the Commis-
23 sion or panel in carrying out its duty.

24 (i) OBTAINING OFFICIAL DATA.—The Commission
25 may secure directly from any department or agency of the

1 United States information (other than information re-
2 quired by any statute of the United States to be kept con-
3 fidential by such department or agency) necessary for the
4 Commission to carry out its duties under this section.
5 Upon request of the Commission, the head of that depart-
6 ment or agency shall furnish such nonconfidential infor-
7 mation to the Commission.

8 (j) REPORT.—Not later than 6 months after the date
9 initial appointments of members to the Commission are
10 completed, the Commission shall transmit to the President
11 and the Congress, and make public, the recommendations
12 of the Commission.

13 (k) TERMINATION.—The Commission shall terminate
14 on the 30th day following the date of transmittal of the
15 report under subsection (j). All records and papers of the
16 Commission shall thereupon be delivered by the Adminis-
17 trator of General Services for deposit in the National Ar-
18 chives.

○